FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.3131 OF 2005

Office notes, office Memoranda of Coram, appearance, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mr. Vinit Naik i/by R.R.Salvi for the Petitioner.

CORAM : R.S. MOHITE,J.
DATED : 07/12/2005.

P.C.

1. This petition impugns an order dated 21.3.2005 passed by the Respondent No.2 rejecting review application under Section-7B of the Employees' Provident Funds and Misc. Provisions Act,1952. It also challenges the earlier order dated 1.10.2004 passed under Section 7A of the said Act. The order under Section 7A is appealable to the Tribunal under Section-7(I) of the said Act. In my view, the proper remedy is

to appeal
against the order dated 1.10.2004 which fixes liability in the first place. In the circumstances, I am not inclined to entertain this petition and the same is dismissed.

2. In order to enable the petitioner to file an appeal, it is directed that the parties to maintain status quo as of today for a period of three weeks from today. It is made clear that if any appeal is filed, the same may be decided on its own merits.

(R. S. MOHITE, J.)